

STATE OF SOUTH CAROLINA

(Caption of Case)

RE: In the Matter of
The Application of Swiftel, LLC
for a Certificate of Public
Convenience and Necessity to
Provide Local Exchange Telecommunications
Services

196632
BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2008 - 428 - C

(Please type or print)

Submitted by: Charlotte Lacey
Address: 1720 Windward Concourse, Suite 115
Alpharetta, Georgia 30005

SC Bar Number: _____

Telephone: 770-232-9145

Fax: 678-775-1195

Other: _____

Email: clacey@telecomcounsel.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input checked="" type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

Lance J. M. Steinhart, P.C.

Attorney At Law
1720 Windward Concourse
Suite 115
Alpharetta, Georgia 30005

Also admitted in New York
And Maryland

Telephone: (770) 232-9200
Facsimile: (770) 232-9208

December 17, 2008

VIA OVERNIGHT DELIVERY

Mr. Charles Terreni
Chief Clerk of the Commission
The Public Service Commission
State of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210
(803) 896-5100

RE: Swiftel, LLC; Docket No. 2008-428-C

Dear Mr. Terreni:

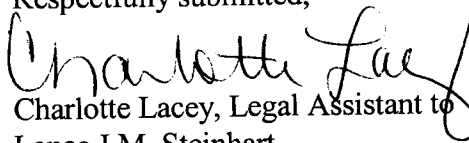
Enclosed for filing are the original Affidavits of Publications and the dates published:

- | | | |
|----|---------------------------|------------------|
| 1. | The Florence Morning News | December 4, 2008 |
| 2. | The Greenville News | December 5, 2008 |
| 3. | The Post and Courier | December 6, 2008 |
| 4. | The State | December 4, 2008 |

Three of the legal notices were published in a timely matter. Despite our best efforts, the Post and Courier published Swiftel's notice one day late (as noted above). We respectfully request that the publication deadline be modified to permit the notice of the Post and Courier.

I have enclosed an extra copy of this letter to be date-stamped and returned in the enclosed envelope provided. If you have any questions, please feel free to give me a call or e-mail at (770) 232-9145 or clacey@telecomcounsel.com.

Respectfully submitted,


Charlotte Lacey, Legal Assistant to
Lance J.M. Steinhart
Attorney for Swiftel, LLC

Enclosures

cc: Angie M. Watson
Lessie Hammonds – ORS via e-mail: lhammon@regstaff.sc.gov
Scott Elliott via e-mail: selliott@elliottlaw.us
Jackie Livingston via e-mail: jlivingston@elliottlaw.us
Judy Matthews via email – judy.matthews@psc.sc.gov

RECEIVED
2008 DEC 18 PM 4:50
PUBLIC SERVICE
COMMISSION
712

Morning News

Carolina Publishing Group

AFFIDAVIT OF INSERTION

STATE OF SOUTH CAROLINA
COUNTY OF FLORENCE

Personally appeared before me

Carlita Patterson

The Legal Clerk for the Morning News, a daily newspaper published in the
City of Florence, County of Florence, and the State of South Carolina said
that the attached advertisement was published on 12/4/08

_____, & _____

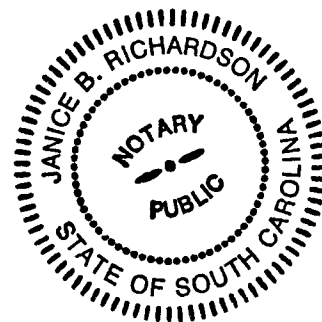
as shown by the files as said company

Carlita Patterson

Sworn and subscribed before me this 4th day of Dec., 2008

Janice B. Richardson NS
Notary Public South Carolina

Commissions expires: My Commission Expires April 18, 2010



310 S. Dargan Street • P.O. Box 100528 • Florence, South Carolina 29501-0528
843-317-6397 • www.morningnewsonline.com

A Media General Newspaper Company

SC FILING SERVICE
COMMISSION

2008 DEC 18 AM 9:50

RECEIVED

Ad # : 174461
Name (Primary) : SHAKER ADVERTISNG
Company (Primary) : SHAKER ADVERTISNG
Street 1 (Primary) : 1408 N. WESTSHORE BLVD., SUITE 508
City (Primary) : TAMPA
State (Primary) : FL
ZIP (Primary) : 33607-
Phone (Primary) : (708) 383-5320
Start Date : 12/04/2008
Stop Date : 12/04/2008
Publication : FMN - MORNING NEWS
Class Code : 0705 - LEGALS
Ad Sales Rep. : jrichardson - JANICE RICHARDSON
Total : \$260.27

PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKETING DEPARTMENT
NOTICE OF FILING AND HEARING
DOCKET NO. 2008-428-C

Swiftel, LLC ("Swiftel" or "Applicant") has filed with the Public Service Commission of South Carolina ("Commission") an Application for a Certificate of Public Convenience and Necessity for authority to provide re-sold and facilities-based/unbundled network element local exchange services pursuant to S.C. Code Ann. § 58-9-280(B) and Section 253 of the Telecommunications Act of 1996. Swiftel requests that its local service offerings be regulated in accordance with procedures authorized in Order No. 1998-165 in Docket No. 1997-467-C. The Applicant intends to provide local exchange service to customers located in non-rural local exchange carriers' service areas of South Carolina. Swiftel will initially resell local services, and provide local service through the use of unbundled network elements utilizing the facilities of the existing LECs or other facilities-based carriers that presently serve in South Carolina.

A copy of the Company's entire Application can be found on the Commission's website at

www.psc.sc.gov under Docket Number 2008-428-C. A copy of the Application is also available from Scott Elliott, Esquire, Elliott & Elliott, P.A., 721 Olive Street, Columbia, South Carolina 29205. PLEASE TAKE NOTICE a hearing on the above matter has been scheduled to begin at 11:30 a.m. on Monday, February 2, 2009, before Hearing Examiner David Butler, Esquire, in the Commission's Law Library at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210. PLEASE BE ADVISED that pursuant to South Carolina Code of Laws - Section 58-9-280, as amended, the

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2008 DEC 18 AM 9:51
SC PUBLIC SERVICE
COMMISSION

Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before December 29, 2008, and indicate the amount of time required for his presentation.

Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. Please refer to Docket No. 2008-428-C. Any person who wishes to testify and present evidence at the hearing should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff at 1401 Main St., Suite 900, Columbia, South Carolina 29211, and Scott Elliott, Esquire, at the above address, on or before December 29, 2008, and indicate the amount of time required for his presentation. Please refer to Docket No. 2008-428-C.

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before December 29, 2008. Please refer to Docket No. 2008-428-C. PLEASE TAKE NOTICE:

Any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments, in person, to the Commission during the hearing. Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service
Commission of
South Carolina

Attn:

Docketing Department
Post Office Drawer 11649
Columbia, South Carolina
29211

NOV-25-08
(December 4, 2008)

RECEIVED

2008 DEC 18 AM 9:51

SC PUBLIC SERVICE
COMMISSION

The Greenville News

greenvilleonline.com

Classified Advertising

Date: 12/15/2008

Name: / SHAKER ADVERTISING

1100 LAKE ST

OAK PARK

IL 60301

Ad No: 4418359

Class: 0008 Legal Notices (News)

Rate: Legal Rates


Runs:

Friday, December 5, 2008

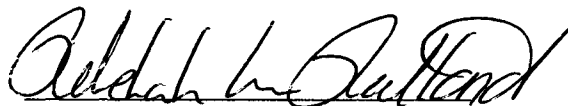
Lines: 147

AFFIDAVIT

I, Susan F. Mullinax, being the Legal Advertising Agent for *The Greenville News*, do hereby testify that the attached legal ad was published on 147 lines as set forth above, in The Greenville News beginning on 12/5/2008 and ending on 12/5/2008



Susan F. Mullinax
Legal Advertising Agent



Rebekah Ann Rutland
Notary Public for the State of South Carolina
My Commission Expires February 3, 2010

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2008 DEC 18 AM 9:51
S.C. PUBLIC SERVICE
COMMISSION

Post Office Box 1688 * Greenville, SC 29602
Phone: 864.298.4100



305 South Main Street * Greenville, SC 29601
Toll Free: 1.800.800.5116

Ad Text:

</684>4418359 □
PUBLIC SERVICE<Qc>
COMMISSION OF<Qc>
SOUTH CAROLINA<Qc>
DOCKETING<qC>
DEPARTMENT<Qc>
</676>NOTICE OF FILING<Qc>
□

AND HEARING<qC>
□

</684>DOCKET NO. 2008-428-C □

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"Applicant") has filed with
the Public Service Commis'
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("Commission") an Applica'
tion for a Certificate of
Public Convenience and
Necessity for authority to
provide resold and
facilitiesbased/unbundled
network element local ex'
change services pursuant
to S.C. Code Ann.
58-9-280(B) and Section 253
of the Telecommunications
Act of 1996. Swiftel requests
that its local service offer'
ings be regulated in accor'
dance with procedures
authorized in Order No.
1998-165 in Docket No.
1997-467-C. □

The Applicant intends to
provide local exchange
service to customers locat'
ed in non-rural local ex'
change carriers' service
areas of South Carolina.
Swiftel will initially resell
local services, and provide
local service through the
use of unbundled network
elements utilizing the fa'
cilities of the existing LECs
or other facilities-based
carriers that presently
serve in South Carolina. □

A copy of the Company's
entire Application can be
found on the Commission's
website at www.psc.sc.gov
under Docket Number
2008-428-C. A copy of the
Application is also avail'
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P.A., 721 Olive Street, Co'
lumbia, South Carolina
29205. □

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2008 DEC 18 AM 9:51
PUBLIC SERVICE
COMMISSION

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PLEASE BE ADVISED that pursuant to South Carolina Code of Laws – Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter. □

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before December 29, 2008, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. Please refer to Docket No. 2008-428-C. □

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SC PUBLIC SERVICE
COMMISSION

2008 DEC 18 AM 9:51

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PLEASE TAKE NOTICE:

Any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments, in person, to the Commission during the hearing. □

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100. □

Public Service Commission □
of South Carolina □

Attn: Docketing □
Department □

Post Office Drawer 11649 □
Columbia, □

South Carolina 29211 □

NOV-25-08 □

THANK YOU FOR YOUR ADVERTISEMENT!

If I can be of further assistance, please call : Susan
4229

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2008 DEC 18 AM 9:51

SC PUBLIC SERVICE
COMMISSION

**AFFIDAVIT
OF
PUBLICATION**

The Post and Courier

State of South Carolina

County of Charleston.

Personally appeared before me the undersigned advertising Clerk of the above indicated newspaper published in the City of Charleston, County and State aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper

on the following day(s): _____

December 6, 2008

Subscribed and sworn to
before me this 15th day

of December

A.D. 20 08


 Shelly D. Over
 NOTARY PUBLIC, State of South Carolina
 My Commission expires December 10, 2013

Form f3030

(Advertising clerk)

RECEIVED
2008 DEC 18 AM 9:51
SO PUBLIC SERVICE
COMMISSION

[illegible]

THE STATE-RECORD CO., INC.
Columbia, South Carolina
publisher of

The State

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

Personally appeared before me, Peggy Lawrence, Advertising Sales Support
Manager of THE STATE, and makes oath that the advertisement,

Notice of Filing and Hearing – Docket 2008-428-C Swiftel LLC

was inserted in THE STATE, a daily newspaper of general circulation for the State
of South Carolina published in the City of Columbia, State and County aforesaid,
in the issues of

December 4, 2008

SO. CAROLINA
NOTARY SERVICE
2008 DEC 18 AM 9:51

RECEIVED

Peggy Lawrence

Subscribed and sworn to before me

on this day December 4, 2008

Everett F. Harrison

Notary Public

My commission expires
March 10, 2013

*"Errors- the liability of the publisher on account of errors in
or omissions from any advertisement will in no way exceed
the amount of the charge for the space occupied by the item in
error, and then only for the first incorrect insertion."*

PUBLIC SERVICE
COMMISSION OF
SOUTH CAROLINA
DOCKETING
DEPARTMENT

**NOTICE OF
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DOCKET NO.
2008-428-C

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Public Service Commission of South Carolina
Attn: Docketing
Department
Post Office Drawer
11649
Columbia,
South Carolina 29211
NOV-25-08